

01/11/02

jc882 U.S. PTO

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PTO/SB/05 (03-01)
Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	FO-1111
First Inventor	Hurray et al.
Title	Two-Component Dispensing Gun Nozzle
Express Mail Label No.	ET765827466US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages **26**]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets **5**]
5. Oath or Declaration (With Claim for Priority) [Total Pages **4**]
 - a. ☒ Newly executed (original or copy)
 - b. ☐ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☒ 37 CFR 3.73(b) Statement (when there is an assignee) ☒ Power of Attorney (4)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 **23** Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: Copy of parent application; Express Mail Certificate Transmittal Letter (2 copies)

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP)of prior application No.: **09/471,994 and 09/982,325**

Prior application information:

Examiner **D. Nguyen**Group Art Unit: **3792**

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

or ☒ Correspondence address below

Name	Frank J. Nawalanic					
Address	1422 Euclid Avenue 720 Hanna Building					
City	Cleveland	State	Ohio	Zip Code	44115	
Country	USA	Telephone	216-696-8815	Fax	216-696-8817	

Name (Print/Type)	Frank J. Nawalanic	Registration No. (Attorney/Agent)	26,491
Signature	<i>Frank J. Nawalanic</i>	Date	Jan. 11, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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Express Mail No. ET765827466US

PTO/SB/17 (11-01)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL**for FY 2002**

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT**

(\$) 780.00

Complete if Known

Application Number

Filing Date

First Named Inventor

Hurray et al.

Examiner Name

Group Art Unit

Attorney Docket No.

FO-1111

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit
Account
Number
Deposit
Account
Name

14-0610

Frank J. Nawalanic

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee

to the above-identified deposit account.

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	740	201	370	Utility filing fee	740.00
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$) 740.00**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

		Extra Claims		Fee from below	Fee Paid
Total Claims	16	-20** =	0	X	18 = 0.00
Independent Claims	3	-3** =	0	X	84 = 0.00
Multiple Dependent					

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) 0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 40.00**SUBMITTED BY**

Name (Print/Type)

Frank J. Nawalanic

Registration No.
(Attorney/Agent)

26,491

Complete (if applicable)

Telephone

216-696-8815

Signature



Date

January 11, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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2004-03-04 10:44:33

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Paul Gregory Hurray, Thomas L. Fishback, Anthony J. Taylor

Title : Two-Component Dispensing Gun Nozzle

Serial No. : (Continuation-in-part of S.N. 09/471,994, filed December 23, 1999 and also a continuation-in-part of S. N. 09/982,325, filed October 17, 2001 which, in turn, is a divisional application of the '994 application)

Our Docket No. : FO-1111

1422 Euclid Avenue
720 Hanna Building
Cleveland, OH 44115

TRANSMITTAL LETTER

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Enclosed for filing under 37 C.F.R. 1.53(b) is a non-provisional patent application which is a continuation-in-part of U.S. patent application S.N. 09/471,994, filed December 23, 1999 and also a continuation-in-part of U.S. patent application of S. N. 09/982,325, filed October 17, 2001 which, in turn, is a divisional application of the 09/471,994 patent application.

Please note that in accordance with conventional practice the Declaration is stapled with the specification before the drawings.

The parent application has been allowed and the Final Fee paid but the parent application (09/471,994) has not yet issued as of the date of this C-I-P application. When the parent patent issues, the identifying indicia set forth in the first paragraph of the subject application will be changed to identify the parent application also by its U.S. patent number. Because the parent application has been incorporated by reference into the subject C-I-P application, a copy with drawings is submitted herewith. It is not prior art under 35 USC §120.

10043755-011102

If any fees are required to complete the filing of the subject application which are not tendered herewith, you are authorized to charge such fees to my Deposit Account No.

14-0610. A duplicate copy of this letter is attached to facilitate charging the Deposit Account. If for any reason papers transmitted herewith are not deemed to constitute a filing of the subject application, please treat this letter as a petition under any appropriate CFR provision to accept the attached material as a non-provisional patent application filing with a filing date (pursuant to the CFR provisions governing Express Mail) as of the date hereof and any fees required for such petition are to be assessed against my Deposit Account No. 14-0610.

Telephone: (216) 696-8815

Respectfully submitted,

BY: 

FRANK J. NAWALANIC
Reg. No. 26,491
Customer No. 22052

10043755.011102

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Paul Gregory Hurray, Thomas L. Fishback, Anthony J. Taylor

Title : Two-Component Dispensing Gun-Nozzle

Serial No. : (Continuation-in-part of S.N. 09/471,994, filed December 23, 1999 and also a continuation-in-part of S. N. 09/982,325, filed October 17, 2001 which, in turn, is a divisional application of the '994 application)

Our Docket No. : FO-1111

1422 Euclid Ave
Suite 720
Cleveland, OH 44115

EXPRESS MAIL CERTIFICATE

Express Mail label number: ET765827466US

Date of Deposit: January 11, 2002

I hereby certify that the following attached papers are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date above and is addressed to Box Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231.

- 1) C-I-P Application - Continuation-in-part of S.N. 09/471,994, Filed December 23, 1999 and also a continuation-in-part of S. N. 09/982,325, filed October 17, 2001 which, in turn, is a divisional application of the '994 application - 26 pages of the specification, abstract and claims.
- 2) 5 Sheets of Formal Drawings
- 3) Information Disclosure Statement and PTO Form 1449
- 4) Copies of 22 references
- 5) Copy of Parent Application with Drawings
- 6) Continuation-in-Part Application Transmittal Letter (2 copies)
- 7) PTO Form PTO/SB/17 Fee Transmittal (2 copies)
- 8) PTO Form PTO/SB/05 Utility Patent Application Transmittal (2 copies)
- 9) Declaration with Claim for priority under 35 USC 120 (4 pages)
- 10) Assignment with Recordation Form PTO-1595 (4 pages)
- 11) 37 CFR 3.73(b) Statement
- 12) Power of Attorney (4)
- 13) Return Postcard
- 14) Check #4883 in the amount of \$780.00

Christie L. Cermak

Typed or Printed name of person mailing paper or fee

Christie L. Cermak
Signature of Person mailing paper or fee

10043755-011102